

The Kentucky Board of Ophthalmic Dispensers
September 18, 2013

A regular meeting of the Kentucky Board of Ophthalmic Dispensers was conducted September 18, 2013, at the Office of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky.

Members Present

Granville Smith, Chairman
Dorothy Newberry
Melanie Abner, Secretary
Dr. Jim Luckett

Occupations and Professions Staff Present

Lindsey Lane, Board Administrator

Others Present

Michael West, Assistant Attorney General
Byron Brentlinger, Board Investigator

Members Absent

Dr. Gary Wortz

Call to Order

Chairman Smith called the meeting to order at 10:07 a.m.

Robin Vick of the Office of Occupations and Professions swore in two new members to the Board, Dr. Jim Luckett, and Mrs. Dorothy Newberry.

Approval of Minutes

Ms. Abner made a motion to approve the meeting minutes from the July 30, 2013 meeting. Ms. Newberry seconded that motion and it carried.

Review of Financial Statements

The Board reviewed their financial statements from the months of July and August.

O&P Report

Ms. Lane informed the Board that the office will soon have a new Executive Director as Mr. Osborne will be leaving the office to pursue a career outside of state government. The new Executive Director will be Gordon Slone and he will begin on October 16, 2013. Mr. Slone comes to the office from the Office of Legal Services with the Public Protection Cabinet. Mr. Slone has over twenty two years of experience in state government.

All unusual budget expenses for the next biennium were to be sent to Susan Ellis by August 1, 2013. If those still have not been sent they need to be as soon as possible.

The office is continuing to work with the Commonwealth Office of Technology on the database project. Several Administrators have already met with the COT staff to go over the online renewal process and how the new one will look and work.

Board Counsel Report

Mr. West reported that the internet based company that received a letter in August regarding illegal sale of contact lenses has removed all of the information from their website and has ceased selling in stores. Ms. Abner made a motion to propose settlement parameters. Dr. Luckett seconded that motion and it carried.

Mr. West also went over the case involving the gas station that was also selling colored contacts illegally. The attorney representing the gas station contacted Mr. West and informed him that all items were immediately removed from the store. Dr. Luckett made a motion to propose settlement parameters with the store. Ms. Abner seconded that motion.

In regards to the store that did not have licensed Opticians fitting sunglasses, the Board made a decision to respond with a letter of compliance as the store claims its violations were unintentional and since the visit from the Inspector, the store is now employing a licensed Optician. The Board asked Mr. West to include a statement in the letter warning the store that the Board would visit again without notice. Ms. Abner made a motion to send a letter of compliance. Dr. Luckett seconded that motion and it carried.

Ophthalmic Inspector Report

Mr. Brentlinger reported that he has had several inspections since the July meeting. They are as follows:

- Service station in Louisville was reportedly selling colored contact lenses. The Board reviewed the report submitted by Mr. Brentlinger and Mr. Luckett made a motion to authorize the filing of an Administrative Complaint against the store owner and the company the contacts were purchased. Ms. Abner seconded that motion and it carried.
- A Dollar Store was also reported to have been selling colored contact lenses. The Board reviewed Mr. Brentlingers report from his visit to the store. Ms. Abner made a motion to send a Cease and Desist letter to the store with a letter of agreement not to sell any more of the contacts. Ms. Newberry seconded that motion and it carried. Ms. Abner made a motion to file an Administrative Complaint against the company that the contacts were originally purchased from. Dr. Luckett seconded that motion and it carried.
- A service station in Shelbyville was reportedly selling colored contact lenses. After review of the report submitted by Mr. Brentlinger, Ms. Abner made a motion to file an Administrative Complaint against the store owner and the company that originally sold the contacts. Dr. Luckett seconded that motion and it carried.

Licensure Status Report

Ms. Lane reported that there are currently 201 active Apprentice Ophthalmic Dispensers, 613 active Ophthalmic Dispensers, and 114 inactive Ophthalmic Dispensers.

Approval of Apprentice Applications

Ms. Abner made a motion to approve the following Apprentice Applications:

1. Cheryl Gray – Pearle Vision, Lexington, KY
2. Jacob Stone – Dr. Barnes Eyemart Express, Florence, KY
3. Donna Mathis – U.S. Vision, Louisville, KY
4. Joshua King – King’s Optical, Sacramento, KY
5. Stephanie Ford – LeClair’s Optical, Radcliff, KY
6. Scott Johnson – Lenscrafters, Louisville, KY
7. Megan Mendenhall – Kentucky Eye Center, Lexington, KY
8. Charity Humble – Wal-Mart Vision Center, Frankfort, KY
9. Fleuryne Fleurizard – Wal-Mart Vision Center, Frankfort, KY

Dr. Lockett seconded that motion and it carried.

Approval of Practical Exam Applications

Ms. Abner made a motion to approve the following Applications for the National Practical Exam:

1. Scott Keiser – Gassie Eye Associates, Louisville, KY
2. Lisa Mink – Wal-Mart Vision Center, London, KY

Dr. Lockett seconded that motion and it carried.

Additional Business

Mr. Smith informed the Board that the NCSORB is currently working on revising the National Practical Exam and the tutorial that is sent to all participants.

There were two purchases made by Mr. Brentlinger for inspections for the Board. Ms. Abner made a motion to reimburse Mr. Brentlinger \$40.26 for his colored contact purchases. Dr. Lockett seconded that motion and it carried.

Approval of Travel and Per Diem

Ms. Abner made a motion to approve travel and per diem for members that attended today’s meeting. Dr. Lockett seconded that motion and it carried.

Next Meeting

The Board will meet again on Wednesday, November 20, 2013 at the Office of Occupations and Professions.

Adjournment

Ms. Abner made a motion to adjourn the meeting at 12:17pm. Dr. Lockett seconded that motion and it carried.



Granville Smith, Chairman